



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

ERNEST Y. MARTIN
CHAIR & PRESIDING OFFICER
IKAIKA ANDERSON
VICE CHAIR
RON MENOR
FLOOR LEADER
BRANDON J. C. ELEFANTE
CAROL FUKUNAGA
ANN H. KOBAYASHI
JOEY MANAHAN
TREVOR OZAWA
KYMBERLY MARCOS PINE

JOURNAL

REGULAR MEETING
11TH SESSION
WEDNESDAY, AUGUST 5, 2015

CITY COUNCIL CHAMBER
3RD FLOOR, HONOLULU HALE
HONOLULU, HAWAII 96813

Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.

CALL TO ORDER

Pursuant to adjournment, the regular meeting of the City Council was called to order by the Chair and Presiding Officer, Ernest Y. Martin, at 10:42 a.m.

ROLL CALL

Roll call showed the following Councilmembers present:

Councilmembers Anderson, Elefante, Fukunaga, Kobayashi, Manahan, Menor, Ozawa, Pine, Martin - 9.

INTRODUCTION OF GUESTS

Councilmember Menor introduced Boy Scouts from Iolani Troop 325, which included family members of the late former Honolulu Mayor Frank Fasi. The Scouts attended today's meeting to observe the Council proceedings and comply with their citizenship responsibilities.

APPROVAL OF MINUTES

Councilmember Anderson moved that the Minutes of the 10th Session (July 8, 2015) be approved, subject to corrections by Councilmembers within 30 days. Seconded by Councilmember Menor.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

ORDER OF THE DAY

BOARDS AND COMMISSIONS

PUBLIC HEARING **RESOLUTION 15-208**

RESOLUTION RELATING TO THE REAPPOINTMENT OF CORD D. ANDERSON TO SERVE ON THE PLANNING COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

The following individuals testified:

1. Arvid Youngquist (comments)
2. Choon James (comments)
3. Dawn Wasson (comments)

Councilmember Anderson noted for the record that in an abundance of caution, he filed a Disclosure of Interest Statement with the City Clerk's Office (CC-265) stating that Mr. Cord Anderson is his blood-related cousin. Similar to his previous voting actions on the original appointment of Mr. Cord Anderson, he would again be recusing himself from voting on the reappointment although he has no financial or personal endeavors with the appointee.

The Chair referred Resolution 15-208 to the Committee on Zoning and Planning for further consideration.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA,
PINE, MARTIN – 8.

NOES: None.

ABSTAIN: ANDERSON – 1.

PUBLIC HEARING
RESOLUTION 15-209

RESOLUTION RELATING TO THE APPOINTMENT AND REAPPOINTMENT OF
LYLE M. ISHIDA TO THE ZONING BOARD OF APPEALS.

The following individuals testified:

1. Arvid Youngquist (comments)
2. Choon James (comments)

The Chair referred Resolution 15-209 to the Committee on Zoning and Planning for further consideration.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

PUBLIC HEARING
RESOLUTION 15-210

RESOLUTION RELATING TO THE APPOINTMENT OF THERESIA C. MCMURDO TO
SERVE ON THE PLANNING COMMISSION OF THE CITY AND COUNTY OF
HONOLULU.

The following individuals testified:

1. Arvid Youngquist (comments)
2. Choon James (comments)

The Chair referred Resolution 15-210 to the Committee on Zoning and Planning for further consideration.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

At this juncture, with no objections from the 9 members present, Chair Martin considered the Appointments-Resolutions from pages 6 thru 8 of the agenda.

ADOPTION
RESOLUTION 15-185 – COMMITTEE REPORT 273

RESOLUTION RELATING TO THE APPOINTMENT OF JERALD K. DOLAK TO SERVE ON THE CITIZENS ADVISORY COMMISSION ON CIVIL DEFENSE OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Menor moved that Committee Report 273 and Resolution 15-185 be adopted. Seconded by Councilmember Elefante.

The following individual testified:

Arvid Youngquist (support)

Committee Report 273 and Resolution 15-185 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

Chair Martin recognized and congratulated Mr. Dolak on his appointment.

ADOPTION
RESOLUTION 15-186 – COMMITTEE REPORT 274

RESOLUTION RELATING TO THE REAPPOINTMENT OF ARNOLD K. H. WONG TO SERVE ON THE FIRE COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Menor moved that Committee Report 274 and Resolution 15-186 be adopted. Seconded by Councilmember Elefante.

The following individual testified:

Arvid Youngquist (oppose)

Councilmember Elefante noted that he filed a Disclosure of Interest Statement with the City Clerk's office (CC-250).

Committee Report 274 and Resolution 15-186 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

Chair Martin congratulated Mr. Wong on his reappointment.

ADOPTION
RESOLUTION 15-181 – COMMITTEE REPORT 284

RESOLUTION RELATING TO THE APPOINTMENT OF JONI C. TANIMOTO TO SERVE
ON THE CIVIL SERVICE COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Ozawa moved that Committee Report 284 and Resolution 15-181 be adopted. Seconded by Councilmember Fukunaga.

The following individual testified:

Arvid Youngquist (support)

Committee Report 284 and Resolution 15-181 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

Chair Martin congratulated Ms. Tanimoto on her appointment.

ADOPTION

RESOLUTION 15-182 – COMMITTEE REPORT 290

RESOLUTION RELATING TO THE APPOINTMENT OF KENNETH T. UEMURA TO SERVE ON THE GRANTS IN AID ADVISORY COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Kobayashi moved that Committee Report 290 and Resolution 15-182 be adopted. Seconded by Councilmember Manahan.

The following individual testified:

Arvid Youngquist (support)

Committee Report 290 and Resolution 15-182 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

Chair Martin recognized and congratulated Mr. Uemura on his appointment.

ADOPTION

RESOLUTION 15-183 – COMMITTEE REPORT 291

RESOLUTION RELATING TO THE APPOINTMENT OF MALAMA MINN TO SERVE ON THE LIQUOR COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Kobayashi moved that Committee Report 291 and Resolution 15-183 be adopted. Seconded by Councilmember Manahan.

The following individuals testified:

1. Arvid Youngquist (support)
2. Chu Lan Shubert-Kwock (comments)
3. Choon James (comments)

Committee Report 291 and Resolution 15-183 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

Chair Martin recognized and congratulated Ms. Minn on her appointment.

ADOPTION

RESOLUTION 15-187 – COMMITTEE REPORT 292

RESOLUTION RELATING TO THE APPOINTMENT OF SCOTT W. HAYASHI TO SERVE ON THE BOARD OF REVIEW I FOR REAL PROPERTY TAX APPEALS OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Kobayashi moved that Committee Report 292 and Resolution 15-187 be adopted. Seconded by Councilmember Manahan.

The following individual testified:

Arvid Youngquist (support)

Committee Report 292 and Resolution 15-187 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

Chair Martin recognized and congratulated Mr. Hayashi on his appointment.

ADOPTION

RESOLUTION 15-188, CD1 – COMMITTEE REPORT 293

RESOLUTION RELATING TO THE REAPPOINTMENT OF EARLE F. SHIROMA TO SERVE ON THE BOARD OF REVIEW I FOR REAL PROPERTY TAX APPEALS OF THE CITY AND COUNTY OF HONOLULU.

Councilmember Kobayashi moved that Committee Report 293 and Resolution 15-188, CD1 be adopted. Seconded by Councilmember Manahan.

The following individual testified:

Arvid Youngquist (oppose)

Committee Report 293 and Resolution 15-188, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Chair Martin recognized and congratulated Mr. Shiroma on his appointment.

The Council Chair returned to the agenda order (page 4).

SECOND READING/PUBLIC HEARING
BILL 50 – COMMITTEE REPORT 289

A BILL FOR AN ORDINANCE RELATING TO COLLECTION AND DISPOSAL CHARGES.

Councilmember Kobayashi moved that Committee Report 289 be adopted and Bill 50 pass second reading. Seconded by Councilmember Manahan.

The following individual testified:

Arvid Youngquist (support)

In response to councilmembers, Director Lori Kahikina, Department of Environmental Services (ENV) provided the following information:

- If the Bill passes, the potential loss of revenue to the City would be \$1.5 million.
- There may be quite a number of community groups and non-profit organizations that host recycling fairs in the communities. It is not known what the impact would be to the communities if the recycling fairs were not held.

- Depending upon the scope of recycling activities, ENV will take into consideration assisting the various organizations with their recycling efforts.
- The information that was requested of the ENV at the Committee meeting will be forwarded before the next Committee meeting.

Councilmember Elefante spoke in opposition to the measure based on the testimony of ENV and the projected loss of revenue to the City.

Committee Report 289 adopted and Bill 50 passed second reading.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR*, OZAWA,
 PINE, MARTIN – 8.

NOES: ELEFANTE – 1.

*Councilmember Menor voted aye with reservations.

Related communications:

M-2616 Natalie Iwasa
M-2632 Jennifer Hudson, Schnitzer Steel Hawaii Corp.
M-2633 Nik Nikolaidis

SECOND READING/PUBLIC HEARING
BILL 49, CD1 – COMMITTEE REPORT 302

A BILL FOR AN ORDINANCE RELATING TO PUBLIC MALLS.

Councilmember Anderson moved that Committee Report 302 be adopted and Bill 49, CD1 pass second reading as amended to CD1. Seconded by Councilmember Ozawa.

The following individuals testified:

1. Chu Lan Shubert-Kwock, Chinatown Business & Community Association
 (M-2615) (oppose)
2. Arvid Youngquist (M-2631) (oppose)

3. Victor Lim (support)

In response to Councilmember Fukunaga, Mr. Lim stated that since the existence of the Fort Street Mall Business Improvement District Association over 10 years ago, they have collected fees amongst themselves and spent well over \$6 million to supplement the City's efforts in providing maintenance and security for the Fort Street Mall area. In order to help defray some of those costs, various activities including the Farmer's Market are held in the Mall area.

4. Lee Stack (comments)

5. John Donaldson-Selby (comments)

6. Lynne Matusow (comments)

In response to councilmembers, Director Michelle Nekota, Department of Parks and Recreation (DPR), stated that:

- The Bill does not change the way permits are being issued for events. Everyone is issued a permit, including the tenants, for events that are held on the Mall.
- Portable toilets are available when events are held on the Mall or in the park.
- DPR has not received any major complaints other than the noise issues.
- DPR will work together with the Fort Street Mall Business Improvement District Association on future events.
- With respect to the service of alcohol on the Mall during events, the issue has not been raised in discussions; however, it would depend on the situation. The matter will be brought to the attention of the Administration for further discussion and review.

RECESS/RECONVENE

At 11:35 a.m., Chair Martin called for a short recess and reconvened the meeting at 11:39 a.m.

At this juncture, the Chair deferred further discussion and action on Bill 49, CD1 to later in the meeting until the Director of the Office of Economic Development is present to answer questions from Councilmember Ozawa.

(Note: Later in the meeting, Committee Report 302 and Bill 49, CD1 were adopted. See page 11.)

The Chair moved to the next item on the agenda (page 5).

SECOND READING/PUBLIC HEARING
BILL 52 – COMMITTEE REPORT 305

A BILL FOR AN ORDINANCE RELATING TO RESTRICTED PARKING ZONES.

Councilmember Manahan moved that Committee Report 305 be adopted and Bill 52 pass second reading. Seconded by Councilmember Kobayashi.

The following individuals testified:

1. Andre Wooten (M-2634) (oppose)

In response to councilmembers, Mr. Wooten stated that the street parking which was available for free for many years next to his building was suddenly eliminated but it must be replaced or restored. If the property cannot be proven unsafe and hazardous then the parking should be restored.

Councilmember Fukunaga agreed with Mr. Wooten. However, even after the completion of the rock fall mitigation project, the Department of Design and Construction's position is that it is unsafe and still illegal to park along unimproved shoulders of roads. Because they were unable to convince the Department to change their position, Bill 52 was introduced.

2. Arvid Youngquist (comments)
3. James Manaku (comments)

Councilmember Elefante stated that he voted in opposition to the measure in the Committee meeting and stands on his vote today.

Councilmember Manahan asked that the measure move forward to Committee for further discussion and consideration as it is still a work in progress.

Councilmember Anderson stated that he would be voting aye with reservations because of the grave concern that it may happen in other communities. He looks forward to discussions with the introducer of the measure.

Committee Report 305 adopted and Bill 52 passed second reading.

AYES: ANDERSON*, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR*, OZAWA,
 PINE, MARTIN – 8.
NOES: ELEFANTE – 1.

*Councilmembers Anderson and Menor voted aye with reservations.

Related communications:

D-580	Major Darren Izumo, Honolulu Police Department
M-2609	Gus Downes
M-2624	Daphne E. Barbee
M-2635	UNITE HERE Local 5
M-2636	Jane Doll
M-2637	Holly Ozaki-Shea
P-20	Cale Tilley, et al

ADOPTION

RESOLUTION 15-185 – COMMITTEE REPORT 273

RESOLUTION RELATING TO THE APPOINTMENT OF JERALD K. DOLAK TO SERVE ON THE CITIZENS ADVISORY COMMISSION ON CIVIL DEFENSE OF THE CITY AND COUNTY OF HONOLULU.

(Note: Committee Report 273 and Resolution 15-185 were considered earlier in the meeting. See page 4.)

ADOPTION

RESOLUTION 15-186 – COMMITTEE REPORT 274

RESOLUTION RELATING TO THE REAPPOINTMENT OF ARNOLD K. H. WONG TO SERVE ON THE FIRE COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

(Note: Committee Report 274 and Resolution 15-186 were considered earlier in the meeting. See pages 4 and 5.)

ADOPTION

RESOLUTION 15-181 – COMMITTEE REPORT 284

RESOLUTION RELATING TO THE APPOINTMENT OF JONI C. TANIMOTO TO SERVE ON THE CIVIL SERVICE COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

(Note: Committee Report 284 and Resolution 15-181 were considered earlier in the meeting. See page 5.)

ADOPTION

RESOLUTION 15-182 – COMMITTEE REPORT 290

RESOLUTION RELATING TO THE APPOINTMENT OF KENNETH T. UEMURA TO SERVE ON THE GRANTS IN AID ADVISORY COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

(Note: Committee Report 290 and Resolution 15-182 were considered earlier in the meeting. See page 6.)

ADOPTION

RESOLUTION 15-183 – COMMITTEE REPORT 291

RESOLUTION RELATING TO THE APPOINTMENT OF MALAMA MINN TO SERVE ON THE LIQUOR COMMISSION OF THE CITY AND COUNTY OF HONOLULU.

(Note: Committee Report 291 and Resolution 15-183 were considered earlier in the meeting. See pages 6 and 7.)

ADOPTION

RESOLUTION 15-187 – COMMITTEE REPORT 292

RESOLUTION RELATING TO THE APPOINTMENT OF SCOTT W. HAYASHI TO SERVE ON THE BOARD OF REVIEW I FOR REAL PROPERTY TAX APPEALS OF THE CITY AND COUNTY OF HONOLULU.

(Note: Committee Report 292 and Resolution 15-187 were considered earlier in the meeting. See page 7.)

ADOPTION

RESOLUTION 15-188, CD1 – COMMITTEE REPORT 293

RESOLUTION RELATING TO THE REAPPOINTMENT OF EARLE F. SHIROMA TO SERVE ON THE BOARD OF REVIEW I FOR REAL PROPERTY TAX APPEALS OF THE CITY AND COUNTY OF HONOLULU.

(Note: Committee Report 293 and Resolution 15-188, CD1 were considered earlier in the meeting. See pages 7 and 8.)

THIRD READING

BILL 30, CD1 – COMMITTEE REPORT 287

A BILL FOR AN ORDINANCE RELATING TO THE REAL PROPERTY TAX EXEMPTION FOR CREDIT UNIONS.

Councilmember Kobayashi moved that Committee Report 287 be adopted and Bill 30, CD1 pass third reading. Seconded by Councilmember Manahan.

The following individuals testified:

1. Dennis Tanimoto, Hawaii Credit Union League (M-2638) (support)
2. Arvid Youngquist (comments)
3. Dawn Wasson (comments)

Councilmembers Menor (CC-145), Elefante (CC-146), Manahan (CC-151), Kobayashi (CC-152), Pine (CC-153), Anderson (CC-155), Fukunaga (CC-223, CC-227), and Ozawa (CC-249), and Chair Martin (CC-172) stated that they filed Disclosure of Interest Statements with the City Clerk's Office.

Committee Report 287 was adopted and Bill 30, CD1 passed third reading.

AYES: ANDERSON*, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN,
 MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

*Councilmember Anderson voted aye with reservations.

THIRD READING

BILL 42, CD2, FD1 – COMMITTEE REPORT 288

A BILL FOR AN ORDINANCE TO ESTABLISH A FUND TO ADDRESS MITIGATION COSTS RELATING TO THE CONSTRUCTION OF THE TRANSIT PROJECT.

The following amendment was posted on the agenda:

Bill 42, CD2, Proposed FD1

Councilmember Kobayashi moved that Committee Report 288 be adopted and Bill 42, CD1 pass third reading, as amended to CD2. Seconded by Councilmember Manahan.

Councilmember Kobayashi moved that the Bill be amended to FD1. Seconded by Councilmember Manahan. The amendment deletes the reference to the Office of Economic Development in Section 6-____.5 and makes various technical and non-substantive amendments.

The following individuals testified:

1. Arvid Youngquist (comments)
2. Rose Pou (comments)
3. Choon James (comments)

Councilmember Elefante stated that he will be looking into other solutions to assist businesses as rail continues to move onto the Leeward and downtown corridors. He also spoke in support for the FD1 version of the measure.

Councilmember Kobayashi stated that during the Committee meeting, the Honolulu Authority for Rapid Transportation (HART) was asked to provide in writing their communication with the Federal Transit Administration and nothing has been received.

Councilmember Menor commended Chair Martin for his work on the measure and spoke in support of the measure.

Councilmember Manahan spoke in support of the measure.

Councilmember Ozawa commended Chair Martin for his leadership on the measure and spoke in support of the measure.

Chair Martin hoped that the Administration or HART would have been more supportive of the measure. He expressed his appreciation to the Members for their support on the measure and kind words.

Bill 42, CD2 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Committee Report 288 was adopted and Bill 42, CD2, FD1 passed third reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

D-562	Daniel A. Grabauskas, Honolulu Authority for Rapid Transportation
D-571	Daniel A. Grabauskas, Honolulu Authority for Rapid Transportation
M-2639	Natalie Iwasa

THIRD READING

BILL 24, CD1, FD1 – COMMITTEE REPORT 192

A BILL FOR AN ORDINANCE RELATING TO CAR SHARING.

The following amendment was posted on the agenda:

Bill 24 CD1, Proposed FD1

Councilmember Kobayashi moved that Committee Report 192 be adopted and Bill 24 pass third reading, as amended to CD1. Seconded by Councilmember Manahan.

Councilmember Ozawa moved that the Bill be amended to FD1. Seconded by Councilmember Anderson. The FD1 makes the following amendments to the CD1:

- Amends proposed Section 15-____.1(c) by deleting the provision discounting the annual fee for a reserved car-sharing parking stall by one-half if it is within 500 feet of an entrance to a HART rail transit station.
- Amends proposed Section 15-____.2(a) by reducing the maximum number of car-sharing meter parking decals that can be issued in each calendar year from 250 to 175.
- Amends proposed Section 15-____.3 by deleting the subsection stating that no car-sharing organization shall be eligible for decals unless it allows end trip drop off at any public parking space on Oahu that is open for parking under applicable parking regulations.
- Amends proposed Section 15-____.4 by adding a new subsection (c) requiring the Director of Transportation Services to submit to the Council an annual written report on the car-sharing operations participating in the program during the preceding calendar year, and enumerating the matters to be included in the report.
- Makes technical and nonsubstantive amendments.

The following individuals testified:

1. Joslyn Bantilan, Enterprise Holdings, LLC (M-2640) (support)
2. Walter Rosenkranz, car2go (M-2641) (comments)

In response to councilmembers, Mr. Rosenkranz provided the following information:

- There may be certain communities outside of the home area that could potentially become high demand areas. In those cases, car2go would work with the communities to establish off-street parking to provide further flexibility for their members.
- At this time, there is no projected timeframe as to when their operations would begin and no estimate on how many cars would be rolled out at its inception because they are still in the early planning stages.

3. Arvid Youngquist (comments)

Councilmember Ozawa thanked Councilmember Kobayashi for all her time and effort on the measure. Requesting that his comments be reflected in the minutes, Councilmember Ozawa noted that implementing a car-sharing program is pro-business. He thanked everyone for their support.

Councilmember Kobayashi thanked Councilmember Ozawa for his efforts on the measure and for reaching out to his community.

Councilmember Pine spoke in full support of the measure and noted that it is an important measure for her community because it will benefit the rail ridership, and others alike, who will need a car at the other end of the rail line. She congratulated Councilmember Ozawa for his efforts on the measure.

Bill 24, CD1 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

Committee Report 192 was adopted and Bill 24, CD1, FD1 passed third reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

Related communications:

M-2617 Natalie Iwasa
M-2618 Brooke Wilson, The Pacific Resource Partnership

THIRD READING

BILL 45 – COMMITTEE REPORT 300

A BILL FOR AN ORDINANCE RELATING TO BABY DIAPER-CHANGING
ACCOMMODATIONS.

Councilmember Anderson moved that Committee Report 300 be adopted and Bill 45 pass third reading. Seconded by Councilmember Ozawa.

The following individuals testified:

1. Arvid Youngquist (comments)
2. James Manaku (comments)

Councilmember Pine spoke in support of giving Councilmember Ozawa the same right as she has for her baby.

Councilmember Ozawa expressed his appreciation to the councilmembers and the Department of Planning and Permitting for their continued support on the measure, which will bring parity to a growing concern for families and will provide safe and reasonable accommodations for each caretaker.

Committee Report 300 was adopted and Bill 45 passed third reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

Related communications:

M-2625 Lauren Zirbel, Hawaii Food Industry Association
M-2642 Arvid Youngquist, The Mestizo Association

THIRD READING

BILL 44 – COMMITTEE REPORT 299

A BILL FOR AN ORDINANCE RELATING TO PUBLIC PEDESTRIAN MALLS IN THE DOWNTOWN AND CHINATOWN AREAS.

The following amendment was posted on the agenda:

Bill 44, Proposed FD1

Councilmember Anderson moved that Committee Report 299 be adopted and Bill 44 pass third reading. Seconded by Councilmember Ozawa.

Councilmember Fukunaga moved that the Bill be amended to FD1. Seconded by Councilmember Anderson. The amendment changes the period during which the sit-lie prohibition applies to Fort Street Mall to Sunday through Saturday from 5:00 a.m. to 10:00 p.m and makes miscellaneous technical and non-substantive changes.

The following individuals testified:

1. Arvid Youngquist (M-2631) (comments)
2. David Cannell (M-2647) (comments)
3. Dave Moskowitz (M-2646) (comments)
4. Chu Lan Shubert-Kwock (comments)
5. Karen Ginoza (oppose)
6. Reverend Bob Nakata (comments)
7. Dawn Wasson (oppose)
8. Choon James (comments)
9. Don Crescimanno (comments)

Bill 44 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Councilmember Elefante stated that he would be voting in opposition to the measure as he has done on previous sit-lie measures because he feels it is just a band-aid approach to the issue and only moves the homeless around.

Councilmember Manahan spoke in strong support of the measure because he feels that the Administration is moving too slow on creating new housing and the expanded sit-lie ban is not being fully enforced.

Councilmember Pine stated that she will continue to vote in opposition to the measure as she has done since the inception of the first sit-lie policy; however, she does support the sit-lie ban in her district.

Councilmember Fukunaga spoke in support of the measure because she believes it is the Council's obligation to appropriate funds for housing and services to assist the homeless and also to provide safety and health solutions for the businesses in the Downtown and Chinatown areas.

Committee Report 299 was adopted and Bill 44, FD1 passed third reading.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR*, OZAWA,
 MARTIN – 7.
NOES: ELEFANTE, PINE – 2.

*Councilmember Menor voted aye with reservations.

Related communications:

M-2604	John Kaneshiro, HawaiiUSA Federal Credit Union
M-2605	Richard T. Miyao, Izumo Taisha Shrine
M-2606	Judy Lind, Kukui Childrens Foundation
M-2643	Sylvia Young, HawaiiUSA Federal Credit Union
M-2644	UNITE HERE, Local 5
M-2645	Hawaii Appleseed Center for Law & Economic Justice

RECESS/RECONVENE

At 1:02 p.m., the Chair called for a recess as noted on the agenda. With 9 members present, the Chair reconvened the meeting at 1:47 p.m.

THIRD READING

BILL 46, CD1 – COMMITTEE REPORT 301

A BILL FOR AN ORDINANCE RELATING TO CITY-OWNED STREAMS.

Councilmember Anderson moved that Committee Report 301 be adopted and Bill 46 pass third reading, as amended to CD1. Seconded by Councilmember Ozawa.

There was no public testimony.

Councilmember Elefante stated that he would be voting no on Bill 46, CD1. He noted that this attempt to solve the sit-lie issue simply moves people around rather than addressing the underlying need for housing for the homeless.

Councilmember Manahan spoke in support of Bill 46, CD1. He expressed concern with the violence occurring within the Kapalama Canal encampment, and that the Administration appears to be more concerned with a possible lawsuit than enforcing existing laws. He

reiterated that these sit-lie measures are necessary to address the issue of encampments which are spreading to other areas.

Councilmember Pine spoke in continued opposition to sit-lie measures. She noted that when it comes to crime, it is already illegal to rob, assault, or stab someone, and the best solution would be to increase police presence in high crime areas.

Committee Report 301 was adopted and Bill 46, CD1 passed third reading, as amended.

AYES: ANDERSON, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA,
 MARTIN – 7.

NOES: ELEFANTE, PINE – 2.

Related communications:

M-2626	Kamana‘opono Crabbe, Office of Hawaiian Affairs
M-2628	Howard C. O. Lum, Lum Sai Ho Tong
M-2648	Sylvia Young, HawaiiUSA Federal Credit Union
M-2645	Hawaii Appleseed Center for Law & Economic Justice

FIRST READING

BILL 53, FD1

(Zoning and Planning)

A BILL FOR AN ORDINANCE TO ADOPT THE REVISED KOOLAU LOA SUSTAINABLE COMMUNITIES PLAN.

The following amendment was posted on the agenda:

Bill 53, Proposed FD1

Councilmember Anderson moved that Bill 53 pass first reading. Seconded by Councilmember Menor.

Councilmember Anderson moved that the Bill be amended to FD1. Seconded by Councilmember Fukunaga. The FD1 deletes reference to the proposed Malaekahana residential community as detailed in Council Communication 70 (2015) and Council Communication 73 (2015), and makes other grammatical, formatting, technical and nonsubstantive amendments.

Chair Martin clarified that the amendment conforms the measure to the CD1 version of Bill 47 (2013).

The following individuals testified:

1. Arvid Youngquist (Oppose)
2. Casey Connors (Support FD1)
3. Deldrene Herron (Support FD1)
4. Dawn Wasson (M-2649) (Oppose)
5. Harry Wasson (Oppose)
6. Reverend Bob Nakata (Oppose)
7. Choon James (General comment)
8. Andrea Anixt (General comment)

Councilmember Anderson clarified that Bill 53 was introduced to continue discussion on the Koolau Loa Sustainable Communities Plan [Bill 47 (2013) which was filed on July 12, 2015]. He thanked Council Chair Martin for proposing the FD1 amendment to Bill 53 which contains the amendments to Bill 47 (2013) offered and approved by the Zoning and Planning Committee. He urged the residents of Council District 2 to continue to work with Chair Martin to advance Bill 53 and noted that his office is always ready and able to assist in that effort.

Bill 53 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

Bill 53, FD1 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

Related communications:

M-2610	Frederick M. Mencher, East Oahu County Farm Bureau
M-2619	Natalie Iwasa
M-2620	Matthew Cabamongan
M-2629	Senator Gil Riviere
M-2650	Kamana'opono Crabbe, Office of Hawaiian Affairs

M-2651	Burton A. Greene
M-2652	Santos Alvarez
M-2653	Debbie Voorhies
M-2654	William Sager, Hana Like
M-2655	Leinau Roberts
M-2656	Kevin Kelly

CANCELLED

BILL 54

(Transportation)

A BILL FOR AN ORDINANCE RELATING TO KANEOHE BAY DRIVE.

Prior to the start of the meeting, Chair Martin announced that Bill 54 was cancelled and would not be considered.

Related communication:

M-2607 Gareth Sakakida, Hawaii Transportation Association

FIRST READING

BILL 55

(Budget)

A BILL FOR AN ORDINANCE RELATING TO AFFORDABLE RENTAL HOUSING LEASES.

Councilmember Anderson moved that Bill 55 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Arvid Youngquist (General comment)
2. Rose Pou (Support)

Bill 55 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

M-2621	Kevin R. Carney, EAH Housing
M-2622	Makani Maeva
M-2630	Paul Fortino, Northport Financial Solutions, Inc.
M-2657	Dana Mayo, Affordable Housing Industry

FIRST READING

BILL 56

(Public Health, Safety and Welfare)

A BILL FOR AN ORDINANCE RELATING TO THE ADOPTION OF THE STATE FIRE CODE.

Councilmember Anderson moved that Bill 56 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Battalion Chief Terry Seelig, Honolulu Fire Department (Support)
2. Arvid Youngquist (General comment)

Bill 56 passed first reading.

AYES:	ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, PINE, MARTIN – 9.
NOES:	None.

FIRST READING

BILL 57

(Zoning and Planning)

A BILL FOR AN ORDINANCE TO REZONE LAND SITUATED AT WAIKIKI, OAHU, HAWAII.

Councilmember Anderson moved that Bill 57 pass first reading. Seconded by Councilmember Menor.

There was no public testimony.

Bill 57 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 58

(Zoning and Planning)

A BILL FOR AN ORDINANCE RELATING TO THE WAIKIKI SPECIAL DISTRICT.

Councilmember Anderson moved that Bill 58 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. Barbra Armentrout (Oppose)
2. Rose Pou (Oppose)
3. Arvid Youngquist (General comment)

Bill 58 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 59

(Transportation)

A BILL FOR AN ORDINANCE RELATING TO COMPLETE STREETS.

Councilmember Anderson moved that Bill 59 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. James Manaku, Sr. (General comment)
2. Arvid Youngquist (General comment)

Bill 59 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 60

(Transportation)

A BILL FOR AN ORDINANCE RELATING TO PARADES.

Councilmember Anderson moved that Bill 60 pass first reading. Seconded by Councilmember Menor.

The following individual testified:

Arvid Youngquist (General comment)

Bill 60 passed first reading.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

FIRST READING

BILL 61

(Budget)

A BILL FOR AN ORDINANCE RELATING TO INDUSTRIAL LANDS.

Councilmember Anderson moved that Bill 61 pass first reading. Seconded by Councilmember Menor.

The following individuals testified:

1. James Manaku, Sr. (General comment)
2. Arvid Youngquist (General comment)
3. Choon James (General comment)

Bill 61 passed first reading.

AYES: ANDERSON, ELEFANTE*, FUKUNAGA, KOBAYASHI, MANAHAN,
 MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

*Councilmember Elefante voted aye with reservations.

ADOPTION

RESOLUTION 15-154 – COMMITTEE REPORT 270

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM MR. YUICHI SHIRAYAMA FOR THE SUPPORT OF WAIKIKI LIFEGUARD OPERATIONS.

Councilmember Menor moved that Committee Report 270 and Resolution 15-154 be adopted. Seconded by Councilmember Elefante.

The following individual testified:

Arvid Youngquist (Support)

Committee Report 270 and Resolution 15-154 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-180, CD1, FD1 – COMMITTEE REPORT 272

RESOLUTION AUTHORIZING THE CHIEF OF POLICE OF THE HONOLULU POLICE DEPARTMENT OR THE CHIEF'S DESIGNEE TO ENTER INTO A PRIVATE GRANT AGREEMENT WITH CRIMESTOPPERS HONOLULU, INC. FOR THE 2015 CRIMESTOPPERS USA TRAINING CONFERENCE, IN ATLANTA, GEORGIA, FROM AUGUST 15 THROUGH 20.

The following amendment was posted on the agenda:

Resolution 15-180, CD1, Proposed FD1

Councilmember Menor moved that Committee Report 272 and Resolution 15-180, CD1 be adopted. Seconded by Councilmember Elefante.

Councilmember Menor moved that the Resolution be amended to FD1. Seconded by Councilmember Elefante. The amendment makes technical amendments, and attaches an Exhibit A to the measure.

There was no public testimony.

Resolution 15-180, CD1 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Committee Report 272 and Resolution 15-180, CD1, FD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-189 – COMMITTEE REPORT 275

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM THE DEPUTIES FOR THE DRUG ABUSE RESISTANCE EDUCATION D.A.R.E. PROGRAM.

Councilmember Menor moved that Committee Report 275 and Resolution 15-189 be adopted. Seconded by Councilmember Elefante.

The following individual testified:

Arvid Youngquist (Support)

Committee Report 275 and Resolution 15-189 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

ADOPTION

RESOLUTION 15-190 – COMMITTEE REPORT 276

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY AND COUNTY OF HONOLULU FROM THE DEPUTIES FOR THE HONOLULU POLICE DEPARTMENT'S LAW ENFORCEMENT EXPLORER PROGRAM.

Councilmember Menor moved that Committee Report 276 and Resolution 15-190 be adopted. Seconded by Councilmember Elefante.

The following individual testified:

Arvid Youngquist (Support)

Committee Report 276 and Resolution 15-190 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

ADOPTION

RESOLUTION 15-159 – COMMITTEE REPORT 271

RESOLUTION AUTHORIZING THE CHIEF OF POLICE OF THE HONOLULU POLICE DEPARTMENT TO APPLY FOR AND TO ENTER INTO AN AGREEMENT WITH THE BUREAU OF JUSTICE ASSISTANCE, U.S. DEPARTMENT OF JUSTICE, FOR FUNDS FROM THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM FY2015 LOCAL SOLICITATION.

Councilmember Menor moved that Committee Report 271 and Resolution 15-159 be adopted. Seconded by Councilmember Elefante.

The following individual testified:

Arvid Youngquist (Support)

Committee Report 271 and Resolution 15-159 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

ADOPTION

RESOLUTION 15-197 – COMMITTEE REPORT 277

RESOLUTION URGING THE CITY ADMINISTRATION TO INCREASE THE NUMBER OF BEAT OFFICERS SERVING POLICE DISTRICT 8.

Councilmember Menor moved that Committee Report 277 and Resolution 15-197 be adopted. Seconded by Councilmember Elefante.

The following individuals testified:

1. Arvid Youngquist (Support)
2. Major Kurt Kendro, Honolulu Police Department (HPD) (D-574) (Oppose)

In response to Councilmember Pine, Major Kendro stated that:

- ◆ Determining the need for additional officers includes reviewing arrest statistics, crime statistics, average officer availability, leave required by collective bargaining, and military leave. Utilizing only population statistics would be a simplistic method to determine the need for police officers.
- ◆ Crime is not rampant in Police District 8.
- ◆ There are enough police officers to service the increasing population in the Kakaako area.

- ◆ The statistics submitted with his testimony (D-574) show that for the last three years, there have been a relatively constant number of incident reports in District 8. The number of incidents does not necessarily reflect the amount of crimes. For example, a drunk driving arrest may also involve multiple infractions, such as driving through a red light, no driver's license, and no insurance.

Councilmember Pine stated that she highly respects Major Kendro and acknowledged that he is doing a fabulous job. She explained that Resolution 15-197 was introduced because many of her constituents who are police officers in the area indicated a need for more police officers. She expressed shock upon learning from the HPD that despite having the largest increase in population and the third highest crime rate, District 8 has less than half the number of police officers when compared to every other district on the island. She urged councilmembers to support Resolution 15-197. She further urged councilmembers to review the number of police officers in their respective districts and suggested the Council consider reviewing the numbers in the next budget cycle.

Committee Report 277 and Resolution 15-197 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.
NOES: None.

Related communication:

M-2658 Bryan Jeremiah

ADOPTION

RESOLUTION 15-198 – COMMITTEE REPORT 278

RESOLUTION REQUESTING THE HONOLULU POLICE DEPARTMENT TO REPORT ON THE ESTABLISHMENT OF A NEW WAIANAE PATROL DISTRICT.

Councilmember Menor moved that Committee Report 278 and Resolution 15-198 be adopted. Seconded by Councilmember Elefante.

The following individuals testified:

1. Arvid Youngquist (Support)
2. Major Kurt Kendro, Honolulu Police Department (HPD) (D-575) (Oppose)

In response to Councilmember Menor, Major Kendro stated that:

- ◆ The HPD will monitor the growth in the lower core of Central Oahu between Ho'opili, Koa Ridge, and Kunia in the next 20 years to 30 years.
- ◆ District Commanders are responsible for looking at their districts and divisions in order to determine the need for additional officers.
- ◆ The HPD will not be upgrading the Waianae Police Station to a district level station; however, the station will have sufficient staff to provide law enforcement services to the Waianae community

3. Barbra Armentrout (General comment)

Committee Report 278 and Resolution 15-198 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-179, CD1 – COMMITTEE REPORT 279

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM MR. JAY SHIDLER FOR IMPROVEMENTS TO MAKALEI AND LEAHI BEACH PARKS.

Councilmember Pine moved that Committee Report 279 and Resolution 15-179, CD1 be adopted. Seconded by Councilmember Menor.

There was no public testimony.

Committee Report 279 and Resolution 15-179, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-195, CD1 – COMMITTEE REPORT 281

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM
GREEK FESTIVAL HAWAII 2014.

Councilmember Pine moved that Committee Report 281 and Resolution 15-195, CD1 be
adopted. Seconded by Councilmember Menor.

The following individuals testified:

1. Arvid Youngquist (Support)
2. Barbra Armentrout (Support)

Councilmember Ozawa stated that the Greek Festival informed him that last year they
installed a new electrical water heater and plumbing fixtures at McCoy Pavilion because the
kitchen facility had no running hot water since the heater and sink fixtures were broken. He
emphasized that it is reasonable for permit applicants to expect a functioning kitchen at
McCoy Pavilion, and the Administration should not expect organizations to absorb the cost
of repairing City facilities. The Councilmember added that there is broad support for the
Greek Festival which attracts many tourists and residents.

Committee Report 281 and Resolution 15-195, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-200 – COMMITTEE REPORT 282

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM THE FAMILY AND FRIENDS OF EDWIN MEDEIROS FRIAS.

Councilmember Pine moved that Committee Report 282 and Resolution 15-200 be adopted. Seconded by Councilmember Menor.

There was no public testimony.

Committee Report 282 and Resolution 15-200 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-201 – COMMITTEE REPORT 283

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM THE FAMILY OF WILLIAM MOSES TAYLOR.

Councilmember Pine moved that Committee Report 283 and Resolution 15-201 be adopted. Seconded by Councilmember Menor.

There was no public testimony.

Committee Report 283 and Resolution 15-201 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-193 – COMMITTEE REPORT 280

RESOLUTION GRANTING APPROVAL FOR A PRIVATE GRANT AGREEMENT BETWEEN THE CITY AND COUNTY OF HONOLULU AND THE NATIONAL RECREATION AND PARK ASSOCIATION (NRPA), IN PARTNERSHIP WITH THE WALMART FOUNDATION, FOR AN OUT-OF-SCHOOL TIME PROGRAMS GRANT AND AUTHORIZING THE DIRECTOR OF PARKS AND RECREATION TO EXECUTE THE PRIVATE GRANT AGREEMENT.

Councilmember Pine moved that Committee Report 280 and Resolution 15-193 be adopted. Seconded by Councilmember Menor.

The following individual testified:

Arvid Youngquist (Support)

Committee Report 280 and Resolution 15-193 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-211, FD1 – COMMITTEE REPORT 285

RESOLUTION TO RETAIN THE SERVICES OF SNOW CHRISTENSEN & MARTINEAU OF SALT LAKE CITY, UTAH, AS SPECIAL DEPUTY CORPORATION COUNSEL FOR THE CITY AND COUNTY OF HONOLULU TO REPRESENT DEFENDANT DR. WILLIAM GOODHUE IN A LEGAL ACTION ENTITLED: SANDRA VAN ORNUM V. AMERICAN MEDICAL ASSOCIATION, ET. AL., CIVIL NO. CV 2:14-00921 RJS-EJF.

The following amendment was posted on the agenda:

Resolution 15-211, Proposed FD1

Councilmember Ozawa moved that Committee Report 285 and Resolution 15-211 be adopted. Seconded by Councilmember Fukunaga.

Councilmember Ozawa moved that the Resolution be amended to FD1. Seconded by Councilmember Fukunaga. The amendment corrects a typographical error in the title.

The following individual testified:

Arvid Youngquist (General comment)

Resolution 15-211 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, MARTIN – 8.

NOES: None.

ABSENT: PINE – 1.

Committee Report 285 and Resolution 15-211, FD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, MARTIN – 8.

NOES: None.

ABSENT: PINE – 1.

ADOPTION

RESOLUTION 15-202 – COMMITTEE REPORT 294

RESOLUTION AUTHORIZING THE MAYOR OR THE MAYOR'S DESIGNEE TO APPLY FOR GRANT FUNDS AWARDED THROUGH THE UNITED STATES DEPARTMENT OF LABOR'S HOMELESS VETERANS' REINTEGRATION PROGRAM AND TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT RELATED THERETO.

Councilmember Kobayashi moved that Committee Report 294 and Resolution 15-202 be adopted. Seconded by Councilmember Manahan.

The following individual testified:

Arvid Youngquist (Support)

Committee Report 294 and Resolution 15-202 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-203 – COMMITTEE REPORT 295

RESOLUTION APPROVING THE SALE OF PARCEL R-2-B, SURPLUS REMNANT PARCEL OF ALOHEA AVENUE BETWEEN EDNA AND KEPUHI STREETS IN KAPAHULU, FRONTING TMK: 3-1-010:25.

Councilmember Kobayashi moved that Committee Report 295 and Resolution 15-203 be adopted. Seconded by Councilmember Manahan.

There was no public testimony.

Committee Report 295 and Resolution 15-203 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-205, CD1 – COMMITTEE REPORT 296

RESOLUTION APPROVING AN AMENDMENT TO THE RENTAL AGREEMENT FOR AN EXTENSION FOR A MONTH-TO-MONTH TENANCY, NOT TO EXCEED TWO YEARS, WITH TENANT, MRS. LEIALOHA “ROCKY” KALUHIWA, FOR A PORTION OF HE’EIA KEA VALLEY PARK, TMK: 4-6-16:PORTION OF 32.

Councilmember Kobayashi moved that Committee Report 296 and Resolution 15-205, CD1 be adopted. Seconded by Councilmember Manahan.

The following individuals testified:

1. Arvid Youngquist (Support)
2. Leialoha "Rocky" Kaluhiwa (Support)

Committee Report 296 and Resolution 15-205, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

M-2611 Paulette Tam

M-2659 Alice P. Hewett, Ko'olaupoko Hawaiian Civic Club

ADOPTION

RESOLUTION 15-196, CD1 – COMMITTEE REPORT 303

RESOLUTION RELATING TO THE ACCEPTANCE OF A GIFT TO THE CITY FROM THE MAYORS' INSTITUTE ON CITY DESIGN, TO ATTEND AND PARTICIPATE IN THE 63RD NATIONAL SESSION OF THE MAYORS' INSTITUTE ON CITY DESIGN IN CHARLESTON, SOUTH CAROLINA FROM SEPTEMBER 23-25, 2015.

Councilmember Anderson moved that Committee Report 303 and Resolution 15-196, CD1 be adopted. Seconded by Councilmember Ozawa.

There was no public testimony.

Committee Report 303 and Resolution 15-196, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

ADOPTION

RESOLUTION 15-178, FD1 – COMMITTEE REPORT 306

RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES TO CONDUCT A TRAFFIC STUDY AND MAKE RECOMMENDATIONS TO ALLEVIATE TRAFFIC CONGESTION ON NORTH SCHOOL STREET BETWEEN LILIHA STREET AND THE LIKELIKE HIGHWAY.

The following amendment was posted on the agenda:

Resolution 15-178, Proposed FD1

Councilmember Manahan moved that Committee Report 306 and Resolution 15-178 be adopted. Seconded by Councilmember Kobayashi.

Councilmember Manahan moved that the Resolution be amended to FD1. Seconded by Councilmember Kobayashi. The amendment expands the scope of the study from Likelike Highway down to the Liliha exit, which includes the future site of the new Hawaii Public Housing Authority (HPHA).

The following individuals testified:

1. Rose Pou (General comment)
2. Michael Formby, Department of Transportation Services (Support FD1)

Resolution 15-178 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

Councilmember Elefante (CC-262) stated that he filed a Disclosure of Interest Statement with the City Clerk's Office.

Committee Report 306 and Resolution 15-178, FD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

M-2612 Tyler Dos Santos-Tam
M-2642 Arvid Youngquist, The Mestizo Association

ADOPTION

RESOLUTION 15-194, CD1 – COMMITTEE REPORT 307

RESOLUTION AUTHORIZING THE MAYOR OR HIS DESIGNEE TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY AND COUNTY OF HONOLULU, DEPARTMENT OF CUSTOMER SERVICES, DIVISION OF MOTOR VEHICLE, LICENSING AND PERMITS AND THE STATE OF HAWAII, DEPARTMENT OF HEALTH, DISABILITY AND COMMUNICATION ACCESS BOARD TO IMPLEMENT A PROGRAM ON PARKING FOR PERSONS WITH DISABILITIES.

Councilmember Manahan moved that Committee Report 307 and Resolution 15-194, CD1 be adopted. Seconded by Councilmember Kobayashi.

There was no public testimony.

Committee Report 307 and Resolution 15-194, CD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.
NOES: None.

ADOPTION

RESOLUTION 15-204, FD1 – COMMITTEE REPORT 308

RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION SERVICES TO CONDUCT A TRAFFIC STUDY AND MAKE RECOMMENDATIONS TO ALLEVIATE TRAFFIC, SPEEDING AND PEDESTRIAN/BICYCLIST SAFETY CONCERNS WITHIN THE LILIHA-NUUANU TRANSPORTATION CORRIDORS.

The following amendment was handcarried to the meeting:

Resolution 15-204, Proposed FD1

Councilmember Manahan moved that Committee Report 308 and Resolution 15-204 be adopted. Seconded by Councilmember Kobayashi.

Councilmember Fukunaga moved that the Resolution be amended to FD1. Seconded by Councilmember Manahan. The handcarried FD1 amends the fourth WHEREAS clause and the fifth WHEREAS clause to correct some of the schools and health care systems included in the area, and adds a tenth WHEREAS clause to encompass a larger scope for the study.

The following individual testified:

Rose Pou (General comment)

Resolution 15-204 was amended to FD1.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Council Rule 19.E relating to 48-hour notice was waived.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN - 9.

NOES: None.

Councilmember Elefante (CC-263) stated that he filed a Disclosure of Interest Statement with the City Clerk's Office.

Committee Report 308 and Resolution 15-204, FD1 were adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communications:

D-581 Robert Stubbs, Neighborhood Board #14
M-2613 Tyler Dos Santos-Tam
M-2642 Arvid Youngquist, The Mestizo Association

At this juncture, the Chair returned to consideration of Bill 49, CD1 on page 4 of the agenda.

SECOND READING/PUBLIC HEARING
BILL 49, CD1 – COMMITTEE REPORT 302

A BILL FOR AN ORDINANCE RELATING TO PUBLIC MALLS.

In response to councilmembers, Nicole Velasco, Executive Director, Office of Economic Development (OED), stated that:

- ◆ Over time, the Chinatown area has undergone a number of changes—new food vendors, restaurants, bars, shops, and clothing stores.
- ◆ Events have drawn new patrons to Chinatown, which in turn creates the opportunity for different experiences to meet the needs of those new individuals.
- ◆ Bill 49, CD1 should have a positive effect on the area, especially in terms of a uniform permitting process for events.
- ◆ The Administration supports any increase in activity in areas with low usage, such as warehouse portions in Kakaako which have come alive after activation of a night market.
- ◆ The Administration supports all kinds of activities, and with proper permitting, participants can have a good, safe time, and it will have a positive impact on businesses in the area.
- ◆ Most Downtown businesses close at 5 o'clock and would not be negatively impacted by evening events. If an event involves street closures, nearby businesses can and often do stay open to benefit from the increased foot traffic.
- ◆ The OED is a participating member of the Fort Street Business Improvement District Association and will keep the Association informed and help mitigate some of the concerns that have been expressed.

Councilmember Elefante (CC-269) stated that he filed a Disclosure of Interest Statement with the City Clerk's Office.

Committee Report 302 adopted and Bill 49, CD1 passed second reading, as amended.

AYES: ANDERSON, ELEFANTE*, FUKUNAGA, KOBAYASHI, MANAHAN,
MENOR, OZAWA, PINE, MARTIN – 9.

NOES: None.

*Councilmember Elefante voted aye with reservations.

Related communications:

M-2608 Gene Yokoi, Fort Street Mall Business Improvement District Association
M-2623 Roman Catholic Church in the State of Hawaii
M-2627 John Donaldson-Selby

The Council Chair returned to the agenda order (page 25).

BALANCE OF COMMITTEE REPORTS

EMLACR-286 To request authorization to settle a civil lawsuit against the City and County of Honolulu entitled, Justin Kaawa v. City and County of Honolulu, et al., Civil No. 12-1-3054-12 (RAN).

BCR-297 Real property tax compromise of \$18,425.88 for the FY 2014-2015 and FY 2015-2016 real property tax due on property located on Waikupanaha Street, Tax Map Keys 4-1-008:100 and 101. (D-521)

BCR-298 Real property tax compromise of \$185,908.84 for the FY 2009-2010 through FY 2012-2013 real property tax due on Waimanalo Village properties listed in Attachment A. (D-526)

ZPCR-304 Resolution 15-206 – Granting a Special Management Area Use Permit and Shoreline Setback Variance for the Hoakalei Master Plan Update Improvements Project. Granting a 120-day extension of time. (Deadline: 8/30/15 + 120 days)

Councilmember Anderson moved that the Balance of Committee Reports, as listed above, be adopted. Seconded by Councilmember Menor.

There was no public testimony.

Councilmembers Pine (CC-259) and Ozawa (CC-260) noted for the record that they filed Disclosure of Interest Statements with the City Clerk's Office for EMLACR-286.

The Balance of Committee Reports was adopted.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

APPROVAL

COMMUNICATION D-446

MILILANI MAUKA OFFSITE ROADS & UTILITIES PHASE 15 SUBDIVISION – FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION REQUESTING CONSIDERATION OF DEED CONVEYING ROADWAY LOTS 17345 TO 17346, INCLUSIVE; GRANT OF DRAIN EASEMENT 6638; GRANT OF FLOWAGE EASEMENT 6638; AND GRANT OF SEWER EASEMENT 6638.

Communication D-446 was waived to the Council floor by the Chair of the Public Works, Infrastructure and Sustainability Committee.

Councilmember Anderson moved that Communication D-446 be approved. Seconded by Councilmember Menor.

There was no public testimony.

Communication D-446 was approved.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communication:

CC-256 Councilmember Carol Fukunaga

APPROVAL
COMMUNICATION D-489

KAPOLEI WATERPARK SEWERLINE – FROM THE DEPARTMENT OF DESIGN AND CONSTRUCTION REQUESTING CONSIDERATION OF GRANT OF SEWER EASEMENT 8261; AND GRANT OF SEWER EASEMENT 8262.

Communication D-489 was waived to the Council floor by the Chair of the Public Works, Infrastructure and Sustainability Committee.

Councilmember Anderson moved that Communication D-489 be approved. Seconded by Councilmember Menor.

There was no public testimony.

Communication D-489 was approved.

AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MENOR,
 OZAWA, PINE, MARTIN – 9.

NOES: None.

Related communication:

CC-255 Councilmember Carol Fukunaga

COMMITTEE OF THE WHOLE/EXECUTIVE SESSION

There was no Executive Session.

ANNOUNCEMENTS

There were no announcements.

ADJOURNMENT

At 3:17 p.m., Councilmember Anderson moved that the Council stand adjourned until Wednesday, September 2, 2015, at 10 a.m. Seconded by Councilmember Menor and there being no objections from the 9 members present, it was so ordered by the Chair.

Respectfully submitted,



GLEN I. TAKAHASHI
City Clerk

po/vc

DATE APPROVED:

September 2, 2015